

Oct-09-03 05:00pm From:STAAS & HALSEY

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FACSIMILE TRANSMISSION

October 9, 2003

TO (FIRM): Examiner Laura S. Weiner
Group Art Unit: 1745
USPTO

FAX NO: (703) 872-9306 TELEPHONE: (703) 308-4396

FROM: D.J. Stockley

RE: U.S. Serial No. 09/876,151

OUR DOCKET: 1567.1009

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to: Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450
on October 9, 2003
By DJ Stockley
Date Oct 9, 2003

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Response to Patent Examiner Requirement in Phone Conference 10/9/03

By:

DJ Stockley
D.J. Stockley

Date: October 9, 2003

NO. OF PAGES (Including this Cover Sheet) 9

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S&H Form: (01/03)

REPLY/AMENDMENT FEE TRANSMITTAL		Attorney Docket No.	1567.1009		
		Application Number	09/876,151		
AMOUNT ENCLOSED		Filing Date	June 8, 2001		
		First Named Inventor	Yun-Suk CHOI		
		Group Art Unit	1745		
		Examiner Name	Laura S. Weiner		
FEE CALCULATION (fees effective 01/01/03)					
CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	15	20 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	3	3 =	0	X \$ 84.00 =	0.00
Since an Official Action set an <u>original</u> due date of <u>June 30, 2003</u> , petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$410); 3 months (\$930); 4 months (\$1,450); 5 months (\$1,970));					
If Notice of Appeal is enclosed, add (\$320.00)					
If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)					
Information Disclosure Statement (Rule 1.17(p)) (\$180.00)					
Total of above Calculations =					
Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)					
TOTAL FEES DUE =					
(1) If entry (1) is less than entry (2), entry (3) is "0". (2) If entry (2) is less than 20, change entry (2) to "20". (4) If entry (4) is less than entry (5), entry (6) is "0". (5) If entry (5) is less than 3, change entry (5) to "3".					
METHOD OF PAYMENT					
<input type="checkbox"/> Check enclosed as payment.					
<input checked="" type="checkbox"/> Charge "TOTAL FEES DUE" to the Deposit Account No. below.					
<input type="checkbox"/> No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).					
GENERAL AUTHORIZATION					
<input checked="" type="checkbox"/> If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to: Deposit Account No. <u>19-3935</u> Deposit Account Name <u>STAAS & HALSEY LLP</u>					
<input checked="" type="checkbox"/> The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.					
SUBMITTED BY: STAAS & HALSEY LLP					
Typed Name		Darleen J. Stockley		Reg. No.	34,257
Signature		<i>Darleen J. Stockley</i>		Date	<i>October 9, 2003</i>

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on October 9, 2003
STAAS & HALSEY
By: Darleen J. Stockley
Date: October 9, 2003

Docket No.: 1567.1009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Yun-Suk CHOI

Serial No. 09/876,151

Group Art Unit: 1745

Confirmation No. 6719

Filed: June 8, 2001

Examiner: Laura S. Weiner

For: LITHIUM BATTERY HAVING EVENLY COATED NEGATIVE ELECTRODE AND METHOD OF MANUFACTURE THEREOF

THIRD SUPPLEMENTAL AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Third Supplemental Amendment in response to a phone call from Examiner Weiner on October 9, 2003 in which she explained that, although we had followed the instructions of the USPTO for the Second Supplemental Amendment, the claim naming practices of the USPTO had changed between the action requiring the Second Supplemental Amendment and the filing of the Second Supplemental Amendment, so that all claims previous labeled "previously amended" must now be labelled "previously presented", and a one month extension of time must also be paid. The Second Supplemental Amendment was in response to the Office Action mailed on August 28, 2003 that requested that Claim 19 be marked to show the changes for the Amendment responding to the Office Action mailed March 31, 2003, and having a period for response set to expire on September 28, 2003.

As required by Examiner Weiner, claims 2, 3, 6, 8, 9, 10, 12, 13, 14, 16 and 17 have been amended to change the label from "previously amended" to recite "previously presented," and a one month extension of time is enclosed. Thus, Applicant now believes that he has complied with the USPTO's requirements.

The following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.